

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

IN RE ALTA MESA RESOURCES, INC. SECURITIES LITIGATION	CASE NO. 4:19-CV-00957 (CONSOLIDATED)  JUDGE GEORGE C. HANKS, JR.  THIS DOCUMENT RELATES TO:  CASE NO. 4:22-CV-01189 CASE NO. 4:22-CV-02590
--	---

**JOINT STIPULATION REGARDING BRIEFING SCHEDULE FOR  
DEFENDANTS McMULLEN’S AND DIMITRIEVICH’S MOTION FOR  
SUMMARY JUDGMENT AS TO OPT-OUT PLAINTIFFS’ STATE LAW AND  
SECTION 18 CLAIMS**

TO THE HONORABLE COURT:

WHEREAS, on August 31, 2023, Defendants’ Don Dimitrievich and William McMullen filed a Motion for Summary Judgment and Incorporated Memorandum of Law as to Opt-Out Plaintiffs’ State Law and Section 18 Claims (the “Opt-Out Motion”) (ECF No. 424);

WHEREAS, the Opt-Out Motion is made by Defendants Dimitrievich and McMullen against the following Plaintiffs: Plaintiffs Alyeska Master Fund, L.P., Alyeska Master Fund 2, L.P., Alyeska Master Fund 3, L.P., Orbis Global Equity LE Fund (Australia Registered), Orbis Global Equity Fund (Australia Registered), Orbis Global Balanced Fund (Australia Registered), Orbis SICAV, Orbis Institutional Global Equity L.P., Orbis Global Equity Fund Limited, Orbis Institutional Funds Limited, Allan Gray Australia Balanced

Fund, Orbis OEIC, and Orbis Institutional U.S. Equity L.P (the “Opt-Out Plaintiffs,” and, together with Defendants Dimitrievich and McMullen, the “Relevant Parties”);

WHEREAS, following the filing of the Opt-Out Motion, counsel for the Relevant Parties have met and conferred regarding an appropriate briefing schedule for the Opposition to the Motion and the Reply thereto, and have agreed that:

- the Opposition to the Motion shall be due on **Tuesday, September 26, 2023**; and
- the Reply thereto shall be due on **Friday, October 6, 2023**.

THEREFORE, having met and conferred, the Relevant Parties have agreed and now respectfully propose that the Court extend the Opt-Out Plaintiffs’ deadline to file an Opposition to the Opt-Out Motion to **Tuesday, September 26, 2023**, and similarly extend the deadline for Defendants Dimitrievich and McMullen to file their Reply thereto to **Friday, October 6, 2023**.

Dated: September 21, 2023

*/s/ Karl S. Stern*

---

Karl S. Stern (attorney in charge)  
Texas State Bar No. 19175665  
Federal Bar No. 04870  
Email: karlstern@quinnemanuel.com

Christopher D. Porter  
Texas State Bar No. 24070437  
Federal Bar No. 1052367  
Email:  
chrisporter@quinnemanuel.com

**QUINN, EMANUEL, URQUHART &  
SULLIVAN, LLP**

711 Louisiana Street, Suite 500  
Houston, TX 77002  
Telephone: (713) 221-7000  
Facsimile: (713) 221-7100

*Attorneys for Defendant Don Dimitrievich*

/s/ Kenneth A. Young

Kenneth A. Young (Attorney-in-Charge)  
Texas Bar No. 25088699  
S.D. Tex. ID 2506614

Nick Brown  
Texas Bar No. 24092182  
S.D. Tex. ID 2725667

**KIRKLAND & ELLIS LLP**

609 Main Street  
Houston, Texas 77002  
Telephone: (713) 836-3600  
Facsimile: (713) 836-3601  
Email:  
kenneth.young@kirkland.com  
nick.brown@kirkland.com

*Attorneys for Defendant William McMullen*

/s/ Lawrence M. Rolnick

Lawrence M. Rolnick (*pro hac vice*)  
Sheila A. Sadighi (*pro hac vice*)  
Matthew Peller (*pro hac vice*)  
Joseph R. Sparacio (*pro hac vice*)

**ROLNICK KRAMER SADIGHI LLP**

1251 Avenue of the Americas  
New York, New York 10020  
(212) 597-2800  
lrolnick@rksslpc.com  
ssadighi@rksslpc.com  
mpeller@rksslpc.com  
jsparacio@rksslpc.com

*Attorneys for the Opt-Out Plaintiffs*

Jules P. Slim  
TX Bar No. 00793026

Attorney and Counselor  
PO Box 140307  
Irving, TX 75014-0307  
Tel.: (214) 350-5183  
Fax: (214) 350-5184  
jslim@slimlawfirm.com

*Counsel for the Opt-Out Plaintiffs*

SO ORDERED:

---

Judge George C. Hanks, Jr.  
United States District Judge